

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

WRICKEY MOSLEY,

Civ. No. 05-520-TC  
O R D E R

Plaintiff,

vs.

DEPARTMENT OF ADMINISTRATIVE  
SERVICES, et al.,

Defendants.

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AIKEN, Judge:

Magistrate Judge Coffin filed his Findings and Recommendation on September 20, 2005. The matter is now before me pursuant to 28 U.S.C. § 636(b)(1)(B) and Fed. R. Civ. P. 72(b). When a party objects to any portion of the Magistrate's Findings and Recommendation, the district court must make a de novo determination of that portion of the Magistrate's report. 28 U.S.C. § 636(b)(1)(B); McDonnell Douglas Corp. v. Commodore Business Machines, 656 F.2d 1309, 1313 (9th Cir. 1981), cert. denied, 455 U.S. 920 (1982).

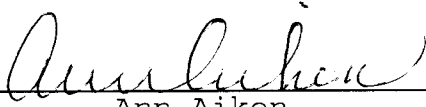
Plaintiff has timely filed objections. I have, therefore, given the file of this case a de novo review. I ADOPT the Magistrate's Findings and Recommendation (doc. 23) that

1 plaintiff's amended complaint (doc. 15) is dismissed with  
2 prejudice due to failure to state a claim. Plaintiff has  
3 previously been advised of the federal pleading standards and  
4 afforded an opportunity to cure the deficiencies of his  
5 complaint. Even affording plaintiff every consideration given  
6 his pro se status, I agree with Judge Coffin that plaintiff's  
7 amended complaint fails to meet the minimal pleading standards  
8 required by the Federal Rules of Civil Procedure.

9 Further, plaintiff's Motion to Disqualify Judge Coffin (doc.  
10 25) due to his "personal class-based animosity interest" is  
11 denied. Plaintiff's Motion and Order to Disqualify Magistrate  
12 Judge/Objections to Findings and Recommendation, p. 2-3.

13 IT IS SO ORDERED.

14 Dated this 6 day of December 2005.

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19 Ann Aiken  
United States District Judge